





AUG 20 2003 TC 3700 MAIL ROOM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant

EMERY W. DILLING

Filed: 12/22/2001

Serial No.:10/028,336

For: PROSTHETIC AORTIC VALVE

Art Unit: 3738

Examiner: Thomas C. Barrett

ELECTION OF SPECIES

Mail Stop Non-Fee Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to an Office Action on the above application mailed 08/01/2003, Applicant elects Species I: Figure 1 without traverse. Applicant believes that Claims 1-8, 33 and 34 read on the invention illustrated in Figure 1. Additionally, method claims 17, 19, 21 and 23 relate to replacement of an aortic valve in a patient with the aortic valve of claim 1. Further, claims 27 and 29 relate to a patient having the aortic valve of claim 1.

This letter is intended as a complete response to the above Office Action.

Respectfully submitted,

16 August 2003

Dennis W. Gilstad, Reg. No. 36,810

Customer No. 30150

ATTORNEY OF RECORD

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E		Application Number	10/028,336
TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Filing Date	12/22/2001
		First Named Inventor	Emery W. Dilling
		Art Unit	3738
		Examiner Name	Thomas C. Barrett
Total Number of Pages in This Submission	2	Attorney Docket Number	DLLU-1001

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ENCLOSURES (Check all that apply)												
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